

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:12-cv-364-RJC**

ROGER LEE DEAL, SR.,

Plaintiff,

v.

**NORTH CAROLINA
DEPARTMENT OF
CORRECTIONS;
FNU STEVENS, Nurse;
SERGEANT TRIPLETT;
UNIDENTIFIED INMATE;**

Defendants.

ORDER

THIS MATTER is before the Court on its own motion following the Fourth Circuit's entry of an order affirming this Court's dismissal of his complaint which he filed pursuant to 42 U.S.C. § 1983. Deal v. North Carolina Dep't of Corr., et al., No. 13-7492 (4th Cir. filed Jan. 24, 2014). While Plaintiff's appeal was pending he filed two motions: one for appointment of a mediator and production of medical records, and a second motion for summary judgment. The Court finds that as Plaintiff's case has been dismissed his motions should be dismissed as moot.

IT IS, THEREFORE, ORDERED that Plaintiff's motion for appointment of a mediator and production of medical records, (Doc. No. 43), and his motion for summary judgment, (Doc. No. 45), are **DISMISSED** as moot.

Signed: May 23, 2014



Robert J. Conrad, Jr.
United States District Judge

